

**FIFTY-SEVENTH LEGISLATIVE DAY
MONDAY, MARCH 6, 2006**

House of Representatives

The House convened at 10:30 a.m., the Speaker in the Chair.

Roll call showed 68 members present.
Absent and excused -- Boe, Saylor. Total -- 2.
Total -- 70.

Prayer was offered by Chaplain Jim Hardenbrook.

The Pledge of Allegiance was led by Ellie Wladyka, Page.

Approval of Journal

March 6, 2006

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have read and approved the House Journal of the Fifty-fourth Legislative Day and recommend that same be adopted as corrected.

FIELD(18), Chairman

Mrs. Field(18) moved that the report be adopted. Seconded by Mrs. Boe. Report adopted.

**Consideration of Messages from the
Governor and the Senate**

March 3, 2006

Mr. Speaker:

I transmit herewith enrolled **S 1315** for the signature of the Speaker.

WOOD, Secretary

The Speaker announced he was about to sign enrolled **S 1315** and, when so signed, ordered it returned to the Senate.

March 3, 2006

Mr. Speaker:

I return herewith enrolled **HJM 16** which has been signed by the President.

WOOD, Secretary

Enrolled **HJM 16** was referred to the Judiciary, Rules, and Administration Committee for delivery to the Secretary of State.

March 3, 2006

Mr. Speaker:

I transmit herewith **S 1407** which has passed the Senate.

WOOD, Secretary

S 1407 was filed for first reading.

March 3, 2006

Mr. Speaker:

I return herewith **HCR 32, HCR 33, and H 534**, as amended,

which have passed the Senate.

WOOD, Secretary

HCR 32, HCR 33, and H 534, as amended, were referred to the Judiciary, Rules, and Administration Committee for enrolling.

March 3, 2006

Mr. Speaker:

I return herewith **HCR 41** which has failed the Senate.

WOOD, Secretary

HCR 41 was filed in the Office of the Chief Clerk.

Report of Standing Committees

March 6, 2006

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION report that we have printed **H 764** and **H 765**.

FIELD(18), Chairman

H 764 and **H 765** were referred to the Revenue and Taxation Committee.

March 6, 2006

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have enrolled **H 477, H 488, H 436, H 453, H 462, H 464, H 414, H 454, H 556, H 577, H 446, H 448, H 447, H 415, H 476, H 575, and H 535**.

FIELD(18), Chairman

The Speaker announced he was about to sign enrolled **H 477, H 488, H 436, H 453, H 462, H 464, H 414, H 454, H 556, H 577, H 446, H 448, H 447, H 415, H 476, H 575, and H 535**, and, when so signed, ordered them transmitted to the Senate for the signature of the President.

March 6, 2006

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have transmitted enrolled **H 435** and **H 451** to the Governor at 11 a.m., as of this date, March 3, 2006.

FIELD(18), Chairman

March 3, 2006

Mr. Speaker:

We, your COMMITTEE ON EDUCATION, report that we have had under consideration **H 702, H 703, H 751, and H 682** and recommend that they do pass.

BARRACLOUGH, Chairman

H 702, H 703, H 751, and H 682 were filed for second reading.

Mr. Barracrough asked unanimous consent that **H 702** be

returned to the Education Committee. There being no objection, it was so ordered.

March 3, 2006

Mr. Speaker:

We, your COMMITTEE ON EDUCATION, report that we have had under consideration **H 742** and report it back with amendments attached to be placed on General Orders for consideration.

BARRACLOUGH, Chairman

H 742 was placed on General Orders for consideration.

March 3, 2006

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have had under consideration **S 1318**, **S 1319**, **S 1320**, **S 1321**, **S 1322**, **S 1323**, **S 1324**, **S 1326**, and **S 1328** and recommend that they do pass.

FIELD(18), Chairman

S 1318, **S 1319**, **S 1320**, **S 1321**, **S 1322**, **S 1323**, **S 1324**, **S 1326**, and **S 1328** were filed for second reading.

March 6, 2006

Mr. Speaker:

We, your COMMITTEE ON EDUCATION, report that we have had under consideration **H 752** and **H 712** and recommend that they do pass.

BARRACLOUGH, Chairman

H 752 and **H 712** were filed for second reading.

March 6, 2006

Mr. Speaker:

We, your COMMITTEE ON EDUCATION, report that we have had under consideration **H 750** and report it back with amendments attached to be placed on General Orders for consideration.

BARRACLOUGH, Chairman

H 750 was placed on General Orders for consideration.

There being no objection, the House advanced to the Eighth Order of Business.

Introduction, First Reading, and Reference of Bills and Joint Resolutions

HOUSE BILL NO. 766 BY APPROPRIATIONS COMMITTEE AN ACT

APPROPRIATING MONEYS FOR THE DIVISION OF FINANCIAL MANAGEMENT FOR FISCAL YEAR 2007; LIMITING THE NUMBER OF FULL-TIME EQUIVALENT POSITIONS; AND DIRECTING ALLOCATION OF SALARY SAVINGS.

HOUSE BILL NO. 767

BY APPROPRIATIONS COMMITTEE AN ACT

APPROPRIATING MONEYS TO THE EXECUTIVE OFFICE OF THE GOVERNOR FOR FISCAL YEAR 2007; LIMITING THE NUMBER OF FULL-TIME EQUIVALENT POSITIONS; AND DIRECTING THE ALLOCATION OF SALARY SAVINGS.

HOUSE BILL NO. 768 BY EDUCATION COMMITTEE AN ACT

RELATING TO PUBLIC CHARTER SCHOOL FINANCIAL SUPPORT; AMENDING SECTION 33-5205, IDAHO CODE, TO PROVIDE FOR DISTRIBUTION OF THE SCHOOL BUILDING FACILITIES ALLOWANCE WITH RESPECT TO PETITIONS TO ESTABLISH A PUBLIC CHARTER SCHOOL SUBMITTED ON AND AFTER JULY 1, 2006; AND AMENDING SECTION 33-5208, IDAHO CODE, TO PROVIDE REFERENCE TO AN EXCEPTION TO PUBLIC CHARTER SCHOOL FINANCIAL SUPPORT FROM THE STATE EDUCATIONAL SUPPORT PROGRAM AND TO PROVIDE SPECIAL APPLICATION OF PUBLIC CHARTER SCHOOL FINANCIAL SUPPORT FOR CHARTER SCHOOLS WHICH BEGIN EDUCATIONAL INSTRUCTION AFTER JANUARY 1, 2007, AS IT PERTAINS TO PER STUDENT SUPPORT, THE SCHOOL BUILDING FACILITIES ALLOWANCE AND DISTRIBUTION OF SUPPLEMENTAL LEVY REVENUES IF APPLICABLE.

HOUSE BILL NO. 769 BY EDUCATION COMMITTEE AN ACT

RELATING TO SCHOOL FUNDS; AMENDING CHAPTER 9, TITLE 33, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 33-915, IDAHO CODE, TO CREATE A PUBLIC SCHOOLS PERFORMANCE PAY FUND AND TO PROVIDE FOR DISTRIBUTION OF MONEYS FROM THE FUND TO CERTIFICATED ADMINISTRATIVE AND INSTRUCTIONAL STAFF EMPLOYEES OF CERTAIN SCHOOL DISTRICTS ACCORDING TO THE TEST SCORE PERFORMANCE OF INDIVIDUAL SCHOOLS.

HOUSE BILL NO. 770 BY EDUCATION COMMITTEE AN ACT

RELATING TO PUBLIC SCHOOL FUNDING; AMENDING SECTION 33-1004, IDAHO CODE, TO PROVIDE ADDITIONAL INSTRUCTIONAL STAFF ALLOWANCE FOR EACH SEPARATE SECONDARY SCHOOL AND TO MAKE TECHNICAL CORRECTIONS; AND AMENDING SECTION 33-1004E, IDAHO CODE, TO MAKE TECHNICAL CORRECTIONS AND TO PROVIDE PROPER CODE REFERENCES.

H 766, **H 767**, **H 768**, **H 769**, and **H 770** were introduced, read the first time by title, and referred to the Judiciary, Rules, and Administration Committee for printing.

S 1407, by Judiciary and Rules Committee, was introduced,

read the first time by title, and referred to the Judiciary, Rules, and Administration Committee.

There being no objection, the House advanced to the Tenth Order of Business.

Second Reading of Bills and Joint Resolutions

HCR 59 and **HJM 20**, by Resources and Conservation Committee, were read the second time by title and filed for third reading.

HCR 60, by State Affairs Committee, was read the second time by title and filed for third reading.

H 726 and **H 744**, by Revenue and Taxation Committee, were read the second time by title and filed for third reading.

S 1416, by Finance Committee, was read the second time by title and filed for third reading.

H 450, as amended, by Judiciary, Rules, and Administration Committee, was read the second time by title and filed for third reading.

H 713, as amended, by Education Committee, was read the second time by title and filed for third reading.

H 602, as amended, by Transportation and Defense Committee, was read the second time by title and filed for third reading.

Third Reading of Bills and Joint Resolutions

Mr. Moyle asked unanimous consent that **HJM 14** retain its place on the Third Reading Calendar for one Legislative Day. There being no objection, it was so ordered.

H 684 was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Mr. Cannon to open debate.

The question being, "Shall **H 684** pass?"

Roll call resulted as follows:

AYES -- Anderson, Andrus, Barraclough, Barrett, Bastian, Bayer, Bedke, Bell, Bilbao, Black, Block, Bolz, Brackett, Bradford, Cannon, Chadderdon, Clark, Collins, Deal, Denney, Edmunson, Ellsworth, Eskridge, Field(18), Field(23), Garrett, Hart, Harwood, Henbest, Henderson, Jaquet, Kemp, Lake, LeFavour, Loertscher, Martinez, Mathews, McGeachin, McKague, Miller, Mitchell, Moyle, Nielsen, Nonini, Pasley-Stuart, Pence, Raybould, Ring, Ringo, Roberts, Rusche, Rydalch, Schaefer, Shepherd(2), Shepherd(8), Shirley, Skippen, Smith(30), Smith(24), Smylie, Snodgrass, Stevenson, Trail, Wills, Wood, Mr. Speaker. Total -- 66.

NAYS -- None.

Absent and excused -- Boe, Crow, Sali, Saylor. Total -- 4.
Total -- 70.

Whereupon the Speaker declared **H 684** passed the House. Title was approved and the bill was ordered transmitted to the Senate.

HCR 54 was read the third time at length and placed before the House for final consideration.

At this time, the Speaker recognized Mrs. Rydalch to open debate.

The question being, "Shall **HCR 54** be adopted?"

Whereupon the Speaker declared **HCR 54** adopted by voice vote and ordered the resolution transmitted to the Senate.

H 693 was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Mr. Clark to open debate.

The question being, "Shall **H 693** pass?"

Roll call resulted as follows:

AYES -- Anderson, Barrett, Bastian, Bayer, Bilbao, Black, Bradford, Chadderdon, Clark, Collins, Crow, Deal, Denney, Edmunson, Ellsworth, Eskridge, Field(18), Field(23), Garrett, Hart, Harwood, Henbest, Henderson, Jaquet, Kemp, Martinez, McGeachin, McKague, Miller, Mitchell, Nielsen, Raybould, Sali, Schaefer, Shepherd(2), Shepherd(8), Skippen, Smith(30), Smith(24), Smylie, Snodgrass, Wills, Mr. Speaker. Total -- 43.

NAYS -- Andrus, Barraclough, Bedke, Bell, Bolz, Brackett, Cannon, Lake, LeFavour, Loertscher, Mathews, Moyle, Pasley-Stuart, Pence, Ring, Ringo, Roberts, Rusche, Rydalch, Shirley, Stevenson, Trail, Wood. Total -- 23.

Absent and excused -- Block, Boe, Nonini, Saylor. Total -- 4.

Total -- 70.

Whereupon the Speaker declared **H 693** passed the House. Title was approved and the bill was ordered transmitted to the Senate.

H 706 was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Ms. Henbest to open debate.

The question being, "Shall **H 706** pass?"

Roll call resulted as follows:

AYES -- Anderson, Andrus, Barraclough, Barrett, Bastian, Bayer, Bedke, Bell, Bilbao, Black, Block, Bolz, Brackett, Bradford, Cannon, Chadderdon, Clark, Collins, Crow, Deal, Denney, Edmunson, Ellsworth, Eskridge, Field(18), Field(23),

Garrett, Hart, Harwood, Henbest, Henderson, Jaquet, Kemp, Lake, LeFavour, Loertscher, Martinez, Mathews, McGeachin, McKague, Miller, Mitchell, Moyle, Nielsen, Nonini, Pasley-Stuart, Pence, Raybould, Ring, Ringo, Roberts, Rusche, Rydalch, Sali, Schaefer, Shepherd(2), Shepherd(8), Shirley, Skippen, Smith(30), Smith(24), Smylie, Snodgrass, Stevenson, Trail, Wills, Wood, Mr. Speaker. Total -- 68.

NAYS -- None.

Absent and excused -- Boe, Sayler. Total -- 2.

Total -- 70.

Whereupon the Speaker declared **H 706** passed the House. Title was approved and the bill was ordered transmitted to the Senate.

H 653 was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Mr. Nonini to open debate.

The question being, "Shall **H 653** pass?"

Roll call resulted as follows:

AYES -- Anderson, Andrus, Barraclough, Bastian, Bayer, Bedke, Bell, Bilbao, Black, Block, Bolz, Brackett, Bradford, Cannon, Chadderdon, Clark, Collins, Crow, Deal, Denney, Edmunson, Ellsworth, Eskridge, Field(18), Field(23), Hart, Harwood, Henbest, Henderson, Jaquet, Kemp, Lake, LeFavour, Loertscher, Martinez, Mathews, McGeachin, Miller, Mitchell, Moyle, Nielsen, Nonini, Pasley-Stuart, Pence, Raybould, Ring, Ringo, Roberts, Rusche, Rydalch, Sali, Schaefer, Shepherd(2), Shepherd(8), Shirley, Skippen, Smith(30), Smylie, Snodgrass, Stevenson, Trail, Wills, Mr. Speaker. Total -- 63.

NAYS -- Barrett, McKague, Wood. Total -- 3.

Absent and excused -- Boe, Garrett, Sayler, Smith(24). Total -- 4.

Total -- 70.

Whereupon the Speaker declared **H 653** passed the House. Title was approved and the bill was ordered transmitted to the Senate.

H 716 was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Mr. Hart to open debate.

The question being, "Shall **H 716** pass?"

Roll call resulted as follows:

AYES -- Anderson, Andrus, Barraclough, Barrett, Bastian, Bayer, Bedke, Bell, Bilbao, Black, Block, Bolz, Brackett, Bradford, Cannon, Chadderdon, Clark, Collins, Crow, Deal, Denney, Edmunson, Ellsworth, Eskridge, Field(18), Field(23), Hart, Harwood, Henbest, Henderson, Jaquet, Kemp, Lake, LeFavour, Loertscher, Martinez, Mathews, McGeachin, McKague, Miller, Mitchell, Moyle, Nielsen, Pasley-Stuart, Pence, Raybould, Ring, Ringo, Roberts, Rusche, Rydalch, Sali,

Schaefer, Shepherd(2), Shepherd(8), Shirley, Skippen, Smith(30), Smylie, Snodgrass, Stevenson, Trail, Wills, Wood, Mr. Speaker. Total -- 65.

NAYS -- None.

Absent and excused -- Boe, Garrett, Nonini, Sayler, Smith(24). Total -- 5.

Total -- 70.

Whereupon the Speaker declared **H 716** passed the House. Title was approved and the bill was ordered transmitted to the Senate.

Mr. Denney asked unanimous consent that **HCR 47** retain its place on the Third Reading Calendar for one Legislative Day. There being no objection, it was so ordered.

H 724 was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Mr. Clark to open debate.

Mr. Clark asked unanimous consent that, pursuant to Rule 22, discussion of other bills be allowed in debate of **H 724**. There being no objection, it was so ordered.

The question being, "Shall **H 724** pass?"

Roll call resulted as follows:

AYES -- Anderson, Andrus, Barraclough, Barrett, Bayer, Bedke, Bell, Bilbao, Black, Block, Bolz, Brackett, Bradford, Cannon, Chadderdon, Clark, Collins, Crow, Deal, Denney, Edmunson, Ellsworth, Eskridge, Field(18), Field(23), Garrett, Hart, Harwood, Henbest, Henderson, Jaquet, Kemp, Lake, LeFavour, Loertscher, Martinez, Mathews, McGeachin, McKague, Miller, Mitchell, Nielsen, Pasley-Stuart, Pence, Raybould, Ring, Ringo, Roberts, Rusche, Rydalch, Sali, Schaefer, Shepherd(2), Shepherd(8), Shirley, Skippen, Smith(30), Snodgrass, Stevenson, Trail, Wills, Wood, Mr. Speaker. Total -- 63.

NAYS -- Bastian, Moyle, Smylie. Total -- 3.

Absent and excused -- Boe, Nonini, Sayler, Smith(24). Total -- 4.

Total -- 70.

Whereupon the Speaker declared **H 724** passed the House. Title was approved and the bill was ordered transmitted to the Senate.

H 515 was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Mr. Trail to open debate.

At this time, Mr. Denney took the Chair.

The question being, "Shall **H 515** pass?"

Roll call resulted as follows:

AYES -- Anderson, Andrus, Barraclough, Bastian, Bayer, Bedke, Bell, Bilbao, Black, Block, Bolz, Brackett, Bradford, Cannon, Chadderdon, Clark, Collins, Crow, Deal, Denney, Edmunson, Ellsworth, Eskridge, Field(18), Field(23), Garrett, Hart, Harwood, Henbest, Henderson, Jaquet, Kemp, Lake, LeFavour, Loertscher, Martinez, Mathews, McGeachin, Miller, Mitchell, Moyle, Nielsen, Nonini, Pasley-Stuart, Pence, Raybould, Ring, Ringo, Roberts, Rusche, Rydalch, Sali, Schaefer, Shepherd(2), Shepherd(8), Shirley, Skippen, Smith(30), Smith(24), Smylie, Snodgrass, Stevenson, Trail, Wills, Mr. Speaker. Total -- 65.

NAYS -- Barrett, McKague, Wood. Total -- 3.

Absent and excused -- Boe, Sayler. Total -- 2.

Total -- 70.

Whereupon the Speaker Pro Tem declared **H 515** passed the House. Title was approved and the bill was ordered transmitted to the Senate.

H 596 was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker Pro Tem recognized Ms. Jaquet to open debate.

Pursuant to Rule 38(3), Mr. Moyle disclosed a conflict of interest regarding **H 596**.

The question being, "Shall **H 596** pass?"

Roll call resulted as follows:

AYES -- Anderson, Andrus, Barraclough, Barrett, Bastian, Bayer, Bedke, Bell, Bilbao, Block, Bolz, Brackett, Bradford, Cannon, Chadderdon, Clark, Collins, Crow, Deal, Denney, Edmunson, Ellsworth, Eskridge, Field(18), Field(23), Garrett, Hart, Harwood, Henbest, Henderson, Jaquet, Kemp, Lake, LeFavour, Loertscher, Martinez, Mathews, McGeachin, McKague, Miller, Mitchell, Moyle, Nielsen, Nonini, Pasley-Stuart, Pence, Raybould, Ring, Ringo, Roberts, Rusche, Rydalch, Sali, Schaefer, Shepherd(2), Shepherd(8), Shirley, Skippen, Smith(30), Smith(24), Smylie, Snodgrass, Stevenson, Trail, Wills, Mr. Speaker. Total -- 66.

NAYS -- None.

Absent and excused -- Black, Boe, Sayler, Wood. Total -- 4.
Total -- 70.

Whereupon the Speaker Pro Tem declared **H 596** passed the House. Title was approved and the bill was ordered transmitted to the Senate.

H 664 was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker Pro Tem recognized Mrs. Garrett to open debate.

The question being, "Shall **H 664** pass?"

Roll call resulted as follows:

AYES -- Anderson, Andrus, Barraclough, Barrett, Bastian, Bayer, Bedke, Bell, Bilbao, Block, Bolz, Brackett, Bradford, Cannon, Chadderdon, Clark, Collins, Deal, Denney, Edmunson, Ellsworth, Eskridge, Field(18), Field(23), Garrett, Hart, Harwood, Henbest, Henderson, Jaquet, Kemp, Lake, LeFavour, Loertscher, Martinez, Mathews, McGeachin, Miller, Mitchell, Moyle, Nielsen, Nonini, Pasley-Stuart, Pence, Raybould, Ring, Ringo, Roberts, Rusche, Rydalch, Sali, Schaefer, Shepherd(2), Shepherd(8), Shirley, Skippen, Smith(30), Smith(24), Smylie, Snodgrass, Stevenson, Trail, Wills, Wood, Mr. Speaker. Total -- 65.

NAYS -- None.

Absent and excused -- Black, Boe, Crow, McKague, Sayler. Total -- 5.

Total -- 70.

Whereupon the Speaker Pro Tem declared **H 664** passed the House. Title was approved and the bill was ordered transmitted to the Senate.

H 698 was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker Pro Tem recognized Mrs. Block to open debate.

The question being, "Shall **H 698** pass?"

Roll call resulted as follows:

AYES -- Anderson, Andrus, Barraclough, Barrett, Bastian, Bayer, Bedke, Bell, Bilbao, Block, Bolz, Brackett, Bradford, Cannon, Chadderdon, Clark, Collins, Deal, Denney, Edmunson, Ellsworth, Eskridge, Field(18), Field(23), Garrett, Hart, Harwood, Henbest, Henderson, Jaquet, Kemp, Lake, LeFavour, Loertscher, Martinez, Mathews, McGeachin, McKague, Miller, Mitchell, Moyle, Nielsen, Nonini, Pasley-Stuart, Pence, Raybould, Ring, Roberts, Rusche, Rydalch, Sali, Schaefer, Shepherd(2), Shepherd(8), Shirley, Skippen, Smith(30), Smith(24), Smylie, Snodgrass, Stevenson, Trail, Wills, Wood. Total -- 64.

NAYS -- Ringo. Total -- 1.

Absent and excused -- Black, Boe, Crow, Sayler, Mr. Speaker. Total -- 5.

Total -- 70.

Whereupon the Speaker Pro Tem declared **H 698** passed the House. Title was approved and the bill was ordered transmitted to the Senate.

H 472, as amended, was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker Pro Tem recognized Mr. Clark to open debate.

The question being, "Shall **H 472**, as amended, pass?"

Roll call resulted as follows:

AYES -- Anderson, Andrus, Barraclough, Barrett, Bastian, Bayer, Bedke, Bell, Bilbao, Block, Bolz, Brackett, Bradford, Cannon, Chadderdon, Clark, Collins, Denney, Edmunson, Ellsworth, Eskridge, Field(18), Field(23), Hart, Harwood, Henbest, Henderson, Jaquet, Kemp, Lake, LeFavour, Loertscher, Martinez, Mathews, McKague, Miller, Mitchell, Moyle, Nielsen, Nonini, Pasley-Stuart, Pence, Raybould, Ring, Ringo, Roberts, Rusche, Rydalch, Sali, Schaefer, Shepherd(2), Shepherd(8), Shirley, Skippen, Smith(30), Smith(24), Smylie, Snodgrass, Stevenson, Trail, Wills, Wood. Total -- 62.

NAYS -- None.

Absent and excused -- Black, Boe, Crow, Deal, Garrett, McGeachin, Sayler, Mr. Speaker. Total -- 8.

Total -- 70.

Whereupon the Speaker Pro Tem declared **H 472**, as amended, passed the House. Title was approved and the bill was ordered transmitted to the Senate.

H 630, as amended, was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker Pro Tem recognized Ms. Jaquet to open debate.

The question being, "Shall **H 630**, as amended, pass?"

Roll call resulted as follows:

AYES -- Anderson, Andrus, Barraclough, Bastian, Bell, Bilbao, Block, Bolz, Brackett, Bradford, Cannon, Chadderdon, Collins, Denney, Edmunson, Ellsworth, Eskridge, Field(18), Field(23), Garrett, Henbest, Henderson, Jaquet, Kemp, Lake, Martinez, McGeachin, Miller, Mitchell, Nielsen, Nonini, Pasley-Stuart, Pence, Raybould, Ring, Roberts, Rusche, Rydalch, Shepherd(2), Shepherd(8), Shirley, Skippen, Smith(30), Smith(24), Smylie, Snodgrass, Stevenson, Trail, Wills. Total -- 49.

NAYS -- Barrett, Bayer, Crow, Hart, Harwood, LeFavour, Loertscher, Mathews, McKague, Ringo, Sali, Wood. Total -- 12.

Absent and excused -- Bedke, Black, Boe, Clark, Deal, Moyle, Sayler, Schaefer, Mr. Speaker. Total -- 9.

Total -- 70.

Whereupon the Speaker Pro Tem declared **H 630**, as amended, passed the House. Title was approved and the bill was ordered transmitted to the Senate.

H 613, as amended, was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker Pro Tem recognized Mr. Loertscher to open debate.

The question being, "Shall **H 613**, as amended, pass?"

Roll call resulted as follows:

AYES -- Anderson, Andrus, Barraclough, Barrett, Bastian, Bayer, Bell, Bilbao, Block, Bolz, Brackett, Bradford, Cannon,

Chadderdon, Collins, Crow, Denney, Edmunson, Ellsworth, Eskridge, Field(18), Field(23), Garrett, Hart, Harwood, Henbest, Henderson, Jaquet, Kemp, Lake, LeFavour, Loertscher, Martinez, Mathews, McGeachin, McKague, Miller, Mitchell, Nielsen, Nonini, Pasley-Stuart, Pence, Raybould, Ring, Ringo, Roberts, Rusche, Rydalch, Sali, Shepherd(2), Shepherd(8), Shirley, Skippen, Smith(30), Smith(24), Smylie, Snodgrass, Stevenson, Trail, Wills, Wood, Mr. Speaker. Total -- 62.

NAYS -- None.

Absent and excused -- Bedke, Black, Boe, Clark, Deal, Moyle, Sayler, Schaefer. Total -- 8.

Total -- 70.

Whereupon the Speaker Pro Tem declared **H 613**, as amended, passed the House. Title was approved and the bill was ordered transmitted to the Senate.

H 562, as amended, was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker Pro Tem recognized Mr. Loertscher to open debate.

The question being, "Shall **H 562**, as amended, pass?"

Roll call resulted as follows:

AYES -- Anderson, Andrus, Barraclough, Barrett, Bastian, Bayer, Bedke, Bell, Bilbao, Block, Bolz, Brackett, Bradford, Cannon, Chadderdon, Clark, Collins, Crow, Deal, Denney, Edmunson, Ellsworth, Eskridge, Field(18), Field(23), Garrett, Hart, Harwood, Henbest, Henderson, Jaquet, Kemp, Lake, LeFavour, Loertscher, Martinez, Mathews, McGeachin, McKague, Miller, Mitchell, Moyle, Nielsen, Nonini, Pasley-Stuart, Pence, Raybould, Ring, Ringo, Roberts, Rusche, Rydalch, Sali, Schaefer, Shepherd(2), Shepherd(8), Shirley, Skippen, Smith(30), Smith(24), Smylie, Snodgrass, Stevenson, Trail, Wills, Wood, Mr. Speaker. Total -- 67.

NAYS -- None.

Absent and excused -- Black, Boe, Sayler. Total -- 3.

Total -- 70.

Whereupon the Speaker Pro Tem declared **H 562**, as amended, passed the House. Title was approved and the bill was ordered transmitted to the Senate.

H 634, as amended, was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker Pro Tem recognized Mr. Shirley to open debate.

The question being, "Shall **H 634**, as amended, pass?"

Roll call resulted as follows:

AYES -- Anderson, Andrus, Barraclough, Barrett, Bastian, Bayer, Bedke, Bell, Bilbao, Block, Bolz, Brackett, Bradford, Cannon, Chadderdon, Clark, Collins, Crow, Deal, Denney, Edmunson, Ellsworth, Eskridge, Field(18), Field(23), Garrett, Hart, Harwood, Henbest, Henderson, Jaquet, Kemp, Lake,

LeFavour, Loertscher, Martinez, Mathews, McGeachin, McKague, Miller, Mitchell, Moyle, Nielsen, Nonini, Pasley-Stuart, Pence, Raybould, Ring, Ringo, Roberts, Rusche, Rydalch, Sali, Schaefer, Shepherd(2), Shepherd(8), Shirley, Skippen, Smith(30), Smith(24), Smylie, Snodgrass, Stevenson, Trail, Wills, Wood, Mr. Speaker. Total -- 67.

NAYS -- None.

Absent and excused -- Black, Boe, Sayler. Total -- 3.

Total -- 70.

Whereupon the Speaker Pro Tem declared **H 634**, as amended, passed the House. Title was approved and the bill was ordered transmitted to the Senate.

Mr. Moyle moved that the House recess until 1:15 p.m. Seconded by Mrs. Ellsworth. Motion carried.

Whereupon the Speaker declared the House at recess until 1:15 p.m.

RECESS

Afternoon Session

The House reconvened at 1:15 p.m., the Speaker in the Chair.

Roll call showed 65 members present.

Absent and excused -- Boe, Brackett, Ring, Sayler, Trail. Total -- 5.

Total -- 70.

Prior to recess, the House was at the Eleventh Order of Business.

Third Reading of Bills and Joint Resolutions

H 611, as amended, was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Mr. Rusche to open debate.

The question being, "Shall **H 611**, as amended, pass?"

Roll call resulted as follows:

AYES -- Anderson, Andrus, Barraclough, Barrett, Bastian, Bayer, Bell, Bilbao, Block, Bolz, Bradford, Cannon, Chadderdon, Clark, Collins, Crow, Deal, Denney, Edmunson, Ellsworth, Eskridge, Field(18), Field(23), Garrett, Hart, Harwood, Henbest, Henderson, Jaquet, Kemp, Lake, LeFavour, Loertscher, Martinez, Mathews, McGeachin, McKague, Miller, Mitchell, Moyle, Nielsen, Nonini, Pasley-Stuart, Pence, Raybould, Ringo, Roberts, Rusche, Rydalch, Sali, Schaefer, Shepherd(2), Shepherd(8), Shirley, Skippen, Smith(30), Smith(24), Smylie, Snodgrass, Stevenson, Wills, Mr. Speaker. Total -- 62.

NAYS -- None.

Absent and excused -- Bedke, Black, Boe, Brackett, Ring,

Sayler, Trail, Wood. Total -- 8.

Total -- 70.

Whereupon the Speaker declared **H 611**, as amended, passed the House. Title was approved and the bill was ordered transmitted to the Senate.

H 656, as amended, was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Mr. Harwood to open debate.

The question being, "Shall **H 656**, as amended, pass?"

Roll call resulted as follows:

AYES -- Anderson, Andrus, Barraclough, Barrett, Bastian, Bayer, Bell, Bilbao, Block, Bolz, Bradford, Cannon, Chadderdon, Clark, Collins, Crow, Deal, Denney, Edmunson, Ellsworth, Eskridge, Field(18), Field(23), Garrett, Hart, Harwood, Henbest, Henderson, Jaquet, Kemp, Lake, LeFavour, Loertscher, Martinez, Mathews, McGeachin, McKague, Miller, Mitchell, Moyle, Nielsen, Nonini, Pasley-Stuart, Pence, Raybould, Ringo, Roberts, Rydalch, Sali, Schaefer, Shepherd(2), Shepherd(8), Shirley, Skippen, Smith(30), Smith(24), Smylie, Snodgrass, Stevenson, Wills, Wood, Mr. Speaker. Total -- 62.

NAYS -- Rusche. Total -- 1.

Absent and excused -- Bedke, Black, Boe, Brackett, Ring, Sayler, Trail. Total -- 7.

Total -- 70.

Whereupon the Speaker declared **H 656**, as amended, passed the House. Title was approved and the bill was ordered transmitted to the Senate.

H 565, as amended, was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Mrs. McGeachin to open debate.

The question being, "Shall **H 565**, as amended, pass?"

Roll call resulted as follows:

AYES -- Anderson, Andrus, Barraclough, Barrett, Bastian, Bayer, Bell, Bilbao, Block, Bolz, Bradford, Cannon, Chadderdon, Clark, Collins, Crow, Deal, Denney, Edmunson, Ellsworth, Eskridge, Field(18), Field(23), Garrett, Hart, Harwood, Henbest, Henderson, Jaquet, Kemp, Lake, LeFavour, Loertscher, Martinez, Mathews, McGeachin, McKague, Miller, Mitchell, Moyle, Nielsen, Nonini, Pasley-Stuart, Pence, Raybould, Ringo, Roberts, Rusche, Rydalch, Schaefer, Shepherd(2), Shepherd(8), Shirley, Skippen, Smith(30), Smith(24), Smylie, Snodgrass, Wills, Wood, Mr. Speaker. Total -- 61.

NAYS -- None.

Absent and excused -- Bedke, Black, Boe, Brackett, Ring, Sali, Sayler, Stevenson, Trail. Total -- 9.

Total -- 70.

Whereupon the Speaker declared **H 565**, as amended, passed the House. Title was approved and the bill was ordered transmitted to the Senate.

HCR 56 was read the third time at length and placed before the House for final consideration.

At this time, the Speaker recognized Mr. Roberts to open debate.

The question being, "Shall **HCR 56** be adopted?"

Whereupon the Speaker declared **HCR 56** adopted by voice vote and ordered the resolution transmitted to the Senate.

Mr. Denney asked unanimous consent that **HCR 57** and **HCR 58** retain their places on the Third Reading Calendar for one Legislative Day. There being no objection, it was so ordered.

H 646 was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Mrs. Chadderdon to open debate.

The question being, "Shall **H 646** pass?"

Roll call resulted as follows:

AYES -- Anderson, Andrus, Barraclough, Barrett, Bastian, Bayer, Bedke, Bilbao, Black, Block, Bolz, Bradford, Cannon, Chadderdon, Clark, Collins, Crow, Deal, Denney, Edmunson, Ellsworth, Eskridge, Field(18), Field(23), Garrett, Hart, Harwood, Henbest, Henderson, Jaquet, Kemp, Lake, LeFavour, Loertscher, Martinez, Mathews, McGeachin, McKague, Miller, Mitchell, Moyle, Nielsen, Nonini, Pasley-Stuart, Pence, Raybould, Ringo, Roberts, Rusche, Rydalch, Sali, Schaefer, Shepherd(2), Shepherd(8), Shirley, Skippen, Smith(30), Smith(24), Smylie, Snodgrass, Wood, Mr. Speaker. Total -- 62.

NAYS -- None.

Absent and excused -- Bell, Boe, Brackett, Ring, Saylor, Stevenson, Trail, Wills. Total -- 8.

Total -- 70.

Whereupon the Speaker declared **H 646** passed the House. Title was approved and the bill was ordered transmitted to the Senate.

H 652 was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Mr. Collins to open debate.

The question being, "Shall **H 652** pass?"

Roll call resulted as follows:

AYES -- Anderson, Andrus, Barraclough, Barrett, Bastian,

Bayer, Bedke, Bilbao, Black, Block, Bolz, Bradford, Cannon, Chadderdon, Clark, Collins, Crow, Deal, Denney, Edmunson, Ellsworth, Eskridge, Field(18), Field(23), Garrett, Hart, Harwood, Henbest, Henderson, Jaquet, Kemp, Lake, LeFavour, Loertscher, Martinez, Mathews, McGeachin, McKague, Miller, Mitchell, Moyle, Nielsen, Nonini, Pasley-Stuart, Pence, Raybould, Ringo, Roberts, Rusche, Rydalch, Sali, Schaefer, Shepherd(2), Shepherd(8), Shirley, Skippen, Smith(30), Smith(24), Smylie, Snodgrass, Wood, Mr. Speaker. Total -- 62.

NAYS -- None.

Absent and excused -- Bell, Boe, Brackett, Ring, Saylor, Stevenson, Trail, Wills. Total -- 8.

Total -- 70.

Whereupon the Speaker declared **H 652** passed the House. Title was approved and the bill was ordered transmitted to the Senate.

H 655 was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Mr. Deal and Mr. Black to open debate.

The question being, "Shall **H 655** pass?"

Roll call resulted as follows:

AYES -- Anderson, Andrus, Barraclough, Barrett, Bastian, Bayer, Bedke, Bell, Bilbao, Black, Block, Bolz, Bradford, Cannon, Chadderdon, Clark, Collins, Crow, Deal, Denney, Edmunson, Ellsworth, Eskridge, Field(18), Field(23), Garrett, Hart, Harwood, Henbest, Henderson, Jaquet, Kemp, Lake, Loertscher, Martinez, Mathews, McGeachin, McKague, Miller, Mitchell, Moyle, Nielsen, Nonini, Pasley-Stuart, Pence, Raybould, Ringo, Roberts, Rusche, Rydalch, Sali, Schaefer, Shepherd(2), Shepherd(8), Shirley, Skippen, Smith(30), Smith(24), Smylie, Snodgrass, Wood, Mr. Speaker. Total -- 62.

NAYS -- LeFavour. Total -- 1.

Absent and excused -- Boe, Brackett, Ring, Saylor, Stevenson, Trail, Wills. Total -- 7.

Total -- 70.

Whereupon the Speaker declared **H 655** passed the House. Title was approved and the bill was ordered transmitted to the Senate.

Mr. Harwood asked unanimous consent that he be allowed to change his vote on **H 634**, as amended, from "AYE" to "NAY". Mr. Roberts objected.

H 722 was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Mr. Nonini to open debate.

The question being, "Shall **H 722** pass?"

Roll call resulted as follows:

AYES -- Anderson, Andrus, Barraclough, Barrett, Bastian, Bayer, Bedke, Bell, Bilbao, Black, Block, Bolz, Bradford, Cannon, Chadderdon, Clark, Collins, Crow, Deal, Denney, Edmunson, Ellsworth, Eskridge, Field(18), Field(23), Garrett, Hart, Harwood, Henbest, Henderson, Jaquet, Kemp, Lake, LeFavour, Loertscher, Martinez, Mathews, McGeachin, McKague, Miller, Mitchell, Moyle, Nielsen, Nonini, Pasley-Stuart, Pence, Raybould, Ringo, Roberts, Rusche, Rydalch, Sali, Schaefer, Shepherd(2), Shepherd(8), Shirley, Skippen, Smith(30), Smith(24), Smylie, Snodgrass, Wood, Mr. Speaker. Total -- 63.

NAYS -- None.

Absent and excused -- Boe, Brackett, Ring, Saylor, Stevenson, Trail, Wills. Total -- 7.

Total -- 70.

Whereupon the Speaker declared **H 722** passed the House. Title was approved and the bill was ordered transmitted to the Senate.

Mr. Denney asked unanimous consent that the remaining bills on the Third Reading Calendar retain their places for one Legislative Day. There being no objection, it was so ordered.

There being no objection, the House advanced to the Sixteenth Order of Business.

Adjournment

Mr. Moyle moved that the House adjourn until 10:30 a.m., Tuesday, March 7, 2006. Seconded by Ms. Jaquet. Motion carried.

Whereupon the Speaker declared the House adjourned at 1:56 p.m.

BRUCE NEWCOMB, Speaker

ATTEST:

PAMM JUKER, Chief Clerk